IN THE HIGH COURT OF JUDICAUTRE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

(89) **COMPANY PETITION NO. 301 OF 2005**

Aqus Perstress Products Pvt. Ltd. ... Petitioner

Mr. Hemant Sethi for Petitioner.

Mr. C.J. Joy with Mr. R.C. Master with Mr. N.M. Goswami i/by Dr. T.C. Kaushik for Regional Director.

Ms. K.V. Gutam, Dy. Official Liquidator present.

CORAM : A.M. KHANWILKAR,J.
DATED : JULY 15, 2005

P.C.

. Two objections are taken on behalf of the Regional Director. The first is requirement of submitting form No. 5 as required under Section 97 and the second objection is that compliance of section 31, 16 and 192 will have to be adhered to.

. In so far as first objection is concerned, the counsel for the Petitioner undertakes to comply with the formality of submitting of form No. 5 at the appropriate time.

. In so far as second objection is concerned, the counsel for the company submits that the company would file amended copy of the memorandum after the scheme is approved. The counsel for the Regional Director on instructions states that if such

compliance is done, that would take care of second objection.

. In the circumstances, petition is made absolute in terms of Prayer Clauses (a) to (j), subject to the above compliances are carried out by the company and subject to payment of cost quantified at Rs.2,500/- (Rupees Two Thousand Five Hundred Only) each to the Official Liquidator and the Regional Director respectively.

. All concerned to act on the authenticated copy of this order.

(A.M. KHANWILKAR,J.)